STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

PUBLIC NOTICE NO. 2010– 11A - RD

DATE OF NOTICE: NOVEMBER 11, 2010

DATE RESPONSE DUE: DECEMBER 13, 2010

The Office of Water Quality proposes the following NPDES DRAFT PERMIT action:

MINOR – RENEWAL

WENDY'S RESTAURANT – (formerly MDK Station), Permit No. IN0062171, ELKHART COUNTY, 120 W North St, Kendallville, IN. This industrial facility discharges 0.003 million gallons daily of groundwater remediation into a storm sewer drain to Henderson Lake. Permit Writer: Matt Carmichael at 317/233-5961, mcarmich@idem.in.gov. Published in the Elkhart Truth.

PROCEDURES TO FILE A RESPONSE

Draft documents are available for inspection at IDEM, Office of Water Quality, 100 N. Senate Av, Indianapolis, IN - 12th floor (east end elevators) from 9 – 4, M - F, (copies 10¢ per page). A copy of the Draft Permit is on file at the local County Health Department. Please tell others you think would be interested in this matter. See these sites for your rights & responsibilities: http://www.in.gov/idem/5474.htm ; Public Participation: http://www.in.gov/idem/4172.htm; Citizen Guide: http://www.in.gov/idem/5803.htm.

Response Comments: The proposed decision to issue a permit is tentative. Interested persons are invited to submit written comments on the Draft permit. All comments must be postmarked no later than the Response Date noted to be considered in the decision to issue a Final permit. Deliver or mail all requests or comments to the attention of the Permit Writer at the above address, (mail code 65-42 PS).

To Request a Public Hearing:
Any person may request a public hearing. A written request must be submitted to the above address on or before the Response Date noted. The written request shall include: the name and address of the person making the request, the interest of the person making the request, persons represented by the person making the request, the reason for the request and the issues proposed for consideration at the hearing. The Department will determine whether to hold a public hearing based upon the comments and the rationale for the request. Public Notice of such a hearing will be circulated in at least one newspaper in the geographical area of the discharge and to those persons submitting comments and/or on the mailing list at least 30 days prior to the hearing.